

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

ANGELA HOGAN, on behalf of herself and
others similarly situated,

Plaintiff,

v.

AMAZON.COM, INC.,

Defendant.

ANDREA SEBERSON,

Plaintiff,

v.

AMAZON.COM, INC.,

Defendant.

Case No. 2:21-cv-00996-RSM

**STIPULATED MOTION AND
ORDER TO EXTEND DEADLINE
FOR CLASS CERTIFICATION**

**NOTED FOR CONSIDERATION:
JANUARY 21, 2022**

The parties, by and through their counsel, stipulate and agree as follows:

1. Plaintiff Angela Hogan initially filed this lawsuit on July 26, 2021.
2. On September 1, 2021, the Court entered a stipulated order [Dkt. 17]

consolidating this case with *Seberson v. Amazon.com, Inc.*, Case No. 2:21-cv-01009 (“Stipulated Order”).

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1 3. As permitted by the Stipulated Order, Plaintiffs will file their consolidated
2 amended complaint on or before February 2, 2022.

3 4. Plaintiffs intend to seek to certify a nationwide class of all persons who, on or
4 after January 1, 2013, purchased an item through Amazon's Buy Box, and the order was then
5 shipped (or fulfilled) by Amazon.

6 5. Under Local Rule 23(i)(3), the presumptive deadline for Plaintiffs to file a
7 motion for class certification is 180 days from the date of filing, absent a Court order
8 deferring the deadline. If set by the original filing, the deadline is January 24, 2022.

9 6. Good cause exists to extend the presumptive class certification deadline
10 because the Stipulated Order extended the deadline for Amazon to respond to the complaint
11 and for the parties' respective briefing on any motion to dismiss. That motion will not be
12 fully briefed for several months, well past the expiration of the January 24, 2022 deadline for
13 the class certification motion established by Local Rule 23(i)(3).

14 7. Good cause also exists to extend the presumptive class certification deadline
15 because the issues raised in the consolidated amended complaint will require discovery
16 before Plaintiffs can file their class certification motion, and any expert reports filed in
17 connection with the class certification motion will need to be grounded in facts disclosed
18 during discovery.

19 8. Having met and conferred, the parties have therefore agreed, subject to the
20 Court's approval, to stipulate to request the Court to vacate the current class certification
21 deadline prescribed by the local rule. The parties further agree that if the Court denies
22 Amazon's motion to dismiss Plaintiffs' consolidated amended complaint, they will propose a
23 class certification-briefing schedule promptly following the Court's disposition of the
24 motion.

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RESPECTFULLY SUBMITTED AND DATED this 24th day of January, 2022.

TERRELL MARSHALL LAW
GROUP PLLC

DAVIS WRIGHT TREMAINE LLP

By: /s/Adrienne D. McEntee, WSBA #34061

By: Stephen M. Rummage, WSBA #11168

Beth E. Terrell, WSBA #26759

Stephen M. Rummage, WSBA #11168

Email: bterrell@terrellmarshall.com

Email: steverummage@dwt.com

Adrienne D. McEntee, WSBA #34061

MaryAnn T. Almeida, WSBA #49086

Email: amcentee@terrellmarshall.com

Email: maryannalmeida@dwt.com

936 North 34th Street, Suite 300

920 Fifth Avenue, Suite 3300

Seattle, Washington 98103

Seattle, Washington 98104

Telephone: (206) 816-6603

Telephone: (206) 622-3150

Facsimile: (206) 319-5450

Facsimile: (206) 757-7700

Kenneth A. Wexler, *Admitted Pro Hac Vice*

Attorneys for Defendant

Email: kaw@wbe-llp.com

Justin N. Boley, *Admitted Pro Hac Vice*

Email: jnb@wbe-llp.com

Zoran Tasić, *Admitted Pro Hac Vice*

Email: zt@wbe-llp.com

WEXLER BOLEY & ELGERSMA LLP

55 West Monroe Street, Suite 3300

Chicago, Illinois 60603

Telephone: (312) 346 2222

Facsimile: (312) 346 0022

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TERRELL MARSHALL LAW GROUP PLLC

936 North 34th Street, Suite 300

Seattle, Washington 98103-8869

TEL. 206.816.6603 • FAX 206.319.5450

www.terrellmarshall.com

1 Daniel E. Gustafson,
2 *Pro Hac Vice forthcoming*
3 Email: dgustafson@gustafsongluek.com
4 Daniel C. Hedlund, *Pro Hac Vice forthcoming*
5 Email: dhedlund@gustafsongluek.com
6 Michelle J. Looby, *Pro Hac Vice forthcoming*
7 Email: mlooby@gustafsongluek.com
8 Daniel J. Nordin, *Pro Hac Vice forthcoming*
9 Email: dnordin@gustafsongluek.com
10 GUSTAFSON GLUEK PLLC
11 Canadian Pacific Plaza
12 120 South Sixth Street, Suite 2600
13 Minneapolis, MN 55402
14 Tel: (612) 333-8844
15 Fax: (612) 339-6622

16 Brett Cebulash, *Pro Hac Vice forthcoming*
17 Email: bcebulash@tcclaw.com
18 Kevin Landau, *Pro Hac Vice forthcoming*
19 Email: klandau@tcclaw.com
20 Evan Rosin, *Pro Hac Vice forthcoming*
21 Email: erosin@tcclaw.com
22 TAUS, CEBULASH & LANDAU, LLP
23 80 Maiden Lane, Suite 1204
24 New York, NY 10038
25 Tel: (212) 931-0704
26 Fax: (212) 931-0703

27 *Attorneys for Plaintiff and the Class*

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ORDER

Pursuant to stipulation, IT IS SO ORDERED.

The Court hereby vacates the January 24, 2022 deadline for Plaintiffs to file their motion for class certification.

The parties shall propose a class certification briefing schedule promptly following disposition of Amazon's motion to dismiss Plaintiffs' consolidated amended complaint, should the Court deny that motion.

DATED this 24th day of January, 2022.



RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE

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